

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION5 77 WEST JACKSON BOULEVARD CHICAGO, IL 60604-3590



REPLY TO THE ATTENTION OF:

July 12, 1999

Mr. Mark D. Baker, P.E. Senior Engineer SECOR International Incorporated 2205 Jolly Road Suite A Okemos, MI 48864-3983 Mr. Leroy Schmidt Director of Public Works, City Engineer City of Albion 112 West Cass Street Albion, MI 49224

Re: <u>United States of America v. City of Albion, et al.</u> Case No. 1:97-CV-1037

July 2.

Dear Mr. Baker and Mr. Schmidt:

Pursuant to Paragraph O of the Consent Decree in the above-captioned matter, enclosed please find a copy of the Withdrawal of Administrative Order for Remedial Design and Remedial Action. If you have any questions regarding this Withdrawal, please do not hesitate to contact me.

Sincerely,

Connie L. Puchalski

Section Chief

cc: Jon Peterson
Frank Biros
Philip Moilanen
Charles Denton

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION V

In the Matter Of)	
Albion-Sheridan Township Landfill)	I.C. EDA Dooleat
,	U.S. EPA Docket No. V-W-96-C-316
CORNING GLASS, INC.,	
DECKER MANUFACTURING, INC.,)	
COOPER INDUSTRIES, INC.,	
Respondents.	
Proceeding Under Section 106(a) of the)	
Comprehensive Environmental Response,)	
Compensation, and Liability act of 1980,)	
as amended (42 U.S.C. Section 9606(a)	

NOTICE OF WITHDRAWAL OF ADMINISTRATIVE ORDER FOR REMEDIAL DESIGN AND REMEDIAL ACTION

- 1. On October 11, 1995, the United States Environmental Protection Agency (U.S. EPA) issued a Unilateral Administrative Order (UAO) pursuant to Section 106(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended (CERCLA), 42 U.S.C. Section 9606(a). The UAO required Respondents to perform Remedial Design and Remedial Action activities at the Albion-Sheridan Township Landfill Superfund Site located in Sheridan Township, Michigan.
- 2. On July 2, 1999, a Consent Decree concerning the Albion-Sheridan Township Landfill was entered in the United States District Court for the Western District of Michigan, Southern Division in the case captioned: <u>United States v. City of Albion, Michigan et al.</u>, Civ. No. 1:97-CV-1037 (W.D. Mich.). Pursuant to the terms of this Consent Decree, Cooper Industries, Inc. and Corning Incorporated (the "Settling RA Defendants"), agree to perform the remedial action construction at the Site, pursuant to the U.S. EPA-approved Work Plan and remedial design and the City of Albion, Michigan and Decker Manufacturing Corp. (the "Settling O&M Defendants") agree to perform the operation and maintenance of the remedial action at the Site pursuant to the U.S. EPA'approved O&M Plan.

- 3. As part of the settlement embodied in the July 2, 1999 Consent Decree, U.S. EPA agreed to withdraw its UAO for the Site within fourteen (14) days of entry of the Consent Decree.
- 4. Because the Court has now entered the Consent Decree for the Site, and because the Consent Decree, among other things, obligates the Settling Defendants to perform the same tasks as those described in the UAO, U.S. EPA hereby terminates the October 11, 1995 UAO.

So Ordered this <u>7 + th</u> day of July, 1999.

William E. Muno, Director

Superfund Division

U.S. Environmental Protection Agency

Region V